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Attorney Docket No. DT-0102 12-19-03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Patent Application of: **DELURGIO et al.**

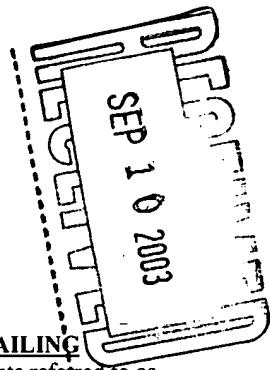
Serial No. : **09/849,621**

Art Unit: Unknown

Filed: **May 5, 2001**

Examiner: Unknown

For: **APPARATUS FOR MERCHANDISE PROMOTION OPTIMIZATION**



Mail Stop: Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**September 2, 2003**

Dear Sirs:

**CERTIFICATE OF EXPRESS MAILING**  
I hereby certify that this paper and the documents referred to as attached therein are being deposited with the United States Postal Service on September 2, 2003 in an envelope as "Express Mail Post Office to Addressee" service under 37 CFR §1.10, Mailing Label Number EU717467051US addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA. 22313-1450.

Signed: Kang S. Lim  
Kang S. Lim

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SEP 05 2003

**GROUP 3600**

Pursuant to 37 C.F.R. § 1.56, Applicants bring the following documents to the Examiner's attention in the referenced application.

Citation of the above documents shall not be construed as an admission that the documents are necessarily prior art with respect to the referenced application. Furthermore, citation of the above documents shall not be construed as a representation that a search has been made or an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

Pursuant to 37 C.F.R. § 1.97, this Information Disclosure Statement is being submitted under one of the following (as indicated by an "X" to the left of the appropriate paragraph):

X 37 C.F.R. § 1.97(b). This Information Disclosure Statement is: (i) filed within three (3) months of the filing date of the above-referenced application, (ii) believed to be filed before the mailing date of a first Office Action on the merits or, (iii) believed to be filed before the mailing of a first Office Action after the filing of a Request for Continued Examination under §1.114. Accordingly, it is believed that no fees are due in connection with the filing of this Information Disclosure Statement.

       37 C.F.R. § 1.97(c). This Information Disclosure Statement is filed after the period specified in C.F.R § 1.97(b), but before the mailing date of either (i) a final action under § 1.113 or, (ii) a notice of allowance under § 1.311.

       A certification pursuant to 37 C.F.R. §1.97(e) or

       A check for \$180.00 for the fee under 37 C.F.R. § 1.17(p).

If the Examiner has any questions or comments with respect to the present application, the Examiner is respectfully invited to telephone the undersigned at (925) 570 8198.

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Respectfully submitted,

  
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**CUSTOMER NO. 36088**

\KSL IDS d



 <b>SEP 02 2003</b> <b>LIST OF DOCUMENTS CITED BY APPLICANT</b> <b>TO COMPLY WITH 37 C.F.R. 1.56</b>	U.S. DEPARTMENT OF COMMERCE	ATTY. DOCKET NO.	SERIAL NO.
	PATENT AND TRADEMARK OFFICE	DT-0102	09/849,621
	APPLICANT	DELURGIO	
FILING DATE	05/05/01	GROUP	Unknown

## U.S. PATENT DOCUMENTS

## FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
BA	WO 98/53415	11/26/1998	Ouimet et al.				<b>RECEIVED</b>	
							SEP 05 2003	
							<b>GROUP 3600</b>	

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**

	CA	“PCT International Search Report”, Application Number PCT/US02/36710, mailed July 21, 2003.
	CB	YOEMAN, JOHN CORNELIUS JR., "The Optimal Offering Price for Underwritten Securities", 1993, Volume 55/01-A of Dissertation Abstracts International, Page 4743 (Abstract Only).

EXAMINER	DATE CONSIDERED
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